APPENDIX

Revenue Act of 1935, c. 829, 49 Stat. 1014:

SEC. 105. CAPITAL STOCK TAX.

(a) For each year ending June 30, beginning with the year ending June 30, 1936, there is hereby imposed upon every domestic corporation with respect to carrying on or doing business for any part of such year an excise tax of $1.40 for each $1,000 of the adjusted declared value of its capital stock.

* * * * *

(c) The taxes imposed by this section shall not apply—

(1) to any corporation enumerated in section 101 of the Revenue Act of 1934, as amended;

(2) to any insurance company subject to the tax imposed by section 201, 204 or 207 of such Act, as amended.

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Revenue Act of 1934, c. 277, 48 Stat. 680:

SEC. 204. INSURANCE COMPANIES OTHER THAN LIFE OR MUTUAL.

(a) *Imposition of Tax.*—In lieu of the tax imposed by section 13 of this title, there shall be levied, collected, and paid for each taxable year upon the net income of every insurance company (other than a life or mutual insurance company) a tax as follows:

(1) In the case of such a domestic insurance company, 13¾ per centum of the amount of its net income in excess of the credit provided in subsection (f) of this section;

* * * * *

(b) *Definition of Income, etc.*—In the case of an insurance company subject to the tax imposed by this section—

(1) *Gross Income.* — "Gross income" means the sum of (A) the combined gross amount earned during the taxable year, from investment income and from underwriting income as provided in this subsection, * * *

* * * * *

(3) *Investment Income.* — "Investment income" means the gross amount of income earned during the taxable year from interest, dividends, and rents, computed as follows:

* * * * *

(U. S. C., Title 26, Sec. 204.)

Section 401 of the Revenue Act of 1936, c. 690, 49 Stat. 1648, amended Section 105 of the 1935 Act by changing the rate of tax from $1.40 per $1,000 to $1 per $1,000 of the adjusted declared value and by changing the reference in Subsection (c) to the 1936 Act rather than to the 1934 Act.

Section 204 of the Revenue Act of 1936 is substantially the same as Section 204 of the Revenue Act of 1934.

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